

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MISSOURI

Sentencing Minute Sheet for the Honorable Ortrie D. Smith

UNITED STATES OF AMERICA

vs.

ABRORKHODJA ASKARKHODJAEV  
Plaintiff Counsel

William Meiners

Time Commenced: 10:00 a.m.

Case No: 09-00143-01-CR-W-ODS

Date: 05/09/2011

Defendant No: 01  
Defendant Counsel

Abrorkhodja Askarkhodjaev(pro se)  
Willie Epps & Evan Montgomery  
(Stand-by)

Time Terminated: 12:05 p.m.

Interpreter Sworn.

Evidence: 10:18 am-11:25 am Plaintiff presents evidence

Witness: Danielle Holliger 10:18 a.m. - 10: 52 a.m.  
Jakhonjir Kakhkharov 10:53 a.m.-11:25 a.m.

There are NO objections to the P.S.I. OR the Guideline Range.

There are unresolved issues regarding the P.S.I. and the Guideline Range to be discussed with the Court: The Court sustained the defendant's objection to the total offense level pursuant to the parties agreement, resulting in a total offense level of 32. The Court found pursuant to the plea agreement, Governments request for an imprisonment range of 144 month.

Total Offense Level: 32 Criminal History Category: I Imprisonment Range: 121 to 151 months

Special Assessment: \$400.00 Supervised Release Range: 2 to 3 years

Fine Range: \$17,500.00 to \$175,000.00

Restitution: \$1,007,492.81 OR Not Applicable:

The Defendant is sentenced to Count(s): 2, 63, 86 and 132 of the Superseding Indictment .

Motion is filed by the U.S. Government for Downward Departure.

The Court grants said motion.

Other Motions: The Court affirms the Magistrate ruling and orally denies appointment of new counsel. The Court relieves counsel and appoints as stand-by, defendant appears pro se. The Court orally denies defendants oral request to withdraw guilty plea.

Defense counsel statement. Government statement. Defendant statement.

INCARCERATION:

The Court hereby orders the defendant to serve the following term of incarceration with the FBP: 144 months on each of Counts 2 and 86, and 60 months on each of Counts 63 and 132, all to be served concurrently, for a total term of imprisonment of 144 months.

The imposed sentence shall run CONCURRENTLY to all counts.

Defendant is hereby remanded to the custody of U.S. Marshal.

Defendant is allowed to surrender on by 2:00 p.m

PROBATION:

The Court hereby orders the defendant to serve the following term of Probation.

SUPERVISED RELEASE:

The Court hereby orders the defendant to the following term of Supervised Release:  
3 years on each of Counts 2, 86, 63, and 132, the terms to run concurrently .

Court Reporter: Cynthia Johnson

Eva Will-Fees, Courtroom Deputy

SPECIAL CONDITIONS OF SUPERVISED RELEASE OR PROBATION: see J&C

FINE:

- The Court imposes the following fine:  
 Fine Waived.  
 Count(s) fine applicable to: \_\_\_\_\_.

RESTITUTION:

- The Court imposes the following Restitution: \$1,007,492.28  
 Not Applicable.  
 Waived.

SPECIAL ASSESSMENT:

- The Court imposes the following Special Assessment: \$400.00

RECOMMENDATIONS:

- The Court makes the following recommendations to the FBP: Upon application, the defendant be allowed to participate in the 500 Hour Intensive Substance Abuse Program.
- The Court Denies the Defendant Federal Benefits for a term of \_\_\_\_\_ pursuant to \_\_\_\_\_.
- Upon oral Motion of the U.S. Govt. the following Counts are dismissed: 1, 3, 4 through 62, 64 through 83, 87, 88, 89, 91, 92-94, 95, 102, 103, 104, 105, 106, 110, 112, 114, 115, 116, 117, 121, 122, 127, 128-131, and 133-143.
- The Court advises the Defendant he/she has 14 days to appeal.